

MINUTES – SEPTEMBER 22, 1998

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 22nd day of September, 1998, the Commissioners' Court convened the Voting Session at 9:08 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Robert Resnick.

The Commissioners' Court recessed the Voting Session at 12:16 PM and reconvened the Voting Session at 1:51 PM.

The Commissioners' Court, meeting as the Corporations' Board of Directors, convened the Corporations' Voting Session at 5:49 PM and adjourned at 5:49 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, (NWTCRD), convened the NWTCRD #3 Voting Session at 5:49 PM and adjourned at 5:50 PM.

The Commissioners' Court reconvened the Voting Session at 5:50 PM.

The Commissioners' Court retired to Executive Session at 5:50 PM and reconvened the Voting Session at 6:34 PM.

The Commissioners' Court adjourned the Voting Session at 6:36 PM.

RESOLUTIONS & HEARINGS

1. APPROVE PROCLAMATION DECLARING OCTOBER 10, 1998 AS “FERIA ’98 OPPORTUNITIES SIN FRONTERAS DAY IN TRAVIS COUNTY. (9:08 AM)

Members of the Court heard from: Dr. Galaviz, Executive Director, Hispanic Chamber of Commerce; Fred Cortez, City of Austin, Public Works; Juan Benavides, Business Development, Hispanic Chamber of Commerce; Stella Richardson Kinley, City of Austin, Public Works; and Sylvia Lopez, HUD Coordinator, Travis County.

Motion by Commissioner Gómez **and seconded by** Commissioner Sonleitner to approve Item 1.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

2. APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A 10' PUBLIC UTILITY EASEMENT ON LOT 1, MOUNT LARSON SOUTH PHASE II-A, A SUBDIVISION IN PRECINCT THREE. (9:18 AM)

Motion by Commissioner Moore **and seconded by** Commissioner Gómez that the Public Hearing be opened.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Members of the Court heard from: Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

Motion by Commissioner Moore **and seconded by** Commissioner Gómez that the Public Hearing be closed.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Clerk's Note: The action Item for Item 2 is Consent Item C13. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

3. APPROVE A TEMPORARY ROAD CLOSURE OF GRISHAM TRAIL AND PACE BEND ROAD FOR THE PURPOSE OF PROVIDING SAFETY FOR A TRIATHLON IN PACE BEND PARK IN PRECINCT THREE. (9:19 AM)

Motion by Commissioner Moore **and seconded by** Commissioner Gómez that the Public Hearing be opened.

Motion carried: County Judge Bill Aleshire - absent
Precinct 1, Commissioner Darwin McKee - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Margaret Moore - yes
Precinct 4, Commissioner Margaret J. Gómez - yes

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR.

Motion by Commissioner Moore **and seconded by** Commissioner Gómez that the Public Hearing be closed.

Motion carried: County Judge Bill Aleshire - absent
Precinct 1, Commissioner Darwin McKee - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Margaret Moore - yes
Precinct 4, Commissioner Margaret J. Gómez - yes

Clerk's Note: The action Item for Item 3 is Consent Item C14. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

4. CONSIDER ABOLITION OF NORTHEAST TRAVIS COUNTY ROAD DISTRICT NUMBER TWO. (9:20 AM)

Motion by Commissioner McKee **and seconded by** Commissioner Sonleitner that the Public Hearing be opened.

Motion carried: County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR.

Motion by Commissioner McKee **and seconded by** Commissioner Sonleitner that the Public Hearing be closed.

Motion carried: County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Clerk’s Note: The action Item for Item 4 is Item 7. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

CITIZENS’ COMMUNICATION

Members of the Court heard from: Bud Schauerte, Candidate for Travis County Clerk; Gus Peña, President, East Austin Concerned Hispanics; Shonda Potter Wigginton, President, Freedom Lovers International; Ira Caulkins, Director, Inter-Governmental Research Center; Jimmy Castro, City of Austin Urban Transportation Commission. (9:21 AM)

CONSENT ITEMS

5. Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve the following Consent Items: 7, 16, 24.A-G, 25, 28, and C.1-C.14, Excluding Item C.13, and striking “September, 1998” from Item C.3. (9:38 AM)

Members of the Court heard from: Mary Etta Gerhardt, Assistant County Attorney.

Motion carried:	County Judge Bill Aleshire	-	yes
	Precinct 1, Commissioner Darwin McKee	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Margaret Moore	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes

C1. RECEIVE BIDS FROM COUNTY PURCHASING AGENT.

C2. AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.

C3. APPROVE COMMISSIONERS COURT MINUTES FOR VOTING SESSIONS OF SEPTEMBER, 1998; SEPTEMBER 8, 1998; AND SEPTEMBER 10, 1998.

Clerk’s Note: The words “September, 1998” will be struck from Item C.3.

C4. APPROVE BOND FOR RESERVE DEPUTY IN CONSTABLE, PRECINCT 5 OFFICE FOR: ADOLPHUS WELLS.

C5. APPROVE BOND FOR RESERVE DEPUTY IN CONSTABLE, PRECINCT 4 OFFICE FOR: RUBEN G. MARQUEZ.

C6. REAPPOINT GENEVIEVE T. HEARON TO THE AUSTIN/TRAVIS COUNTY MENTAL HEALTH MENTAL RETARDATION CENTER BOARD OF TRUSTEES FOR TWO-YEAR TERM ENDING SEPTEMBER 30, 2000.

C7. APPROVE PAYMENT OF \$70.00 TO EMIL BOHLS FOR THE RELOCATION OF MATERIALS IN THE BARN LOCATED ON PARCEL #3, DESSAU ROAD NORTH, CIP NO. 2-019.

CONSENT ITEMS CONTINUED

- C8.** APPROVE MODIFICATION NO. 1 TO PURCHASE ORDER #136025, NORTHSIDE FORD, PICKUP, CREW CAB; PURCHASE ORDER APPROVED ON JANUARY 27, 1998; MODIFICATION ALLOWS FOR AN INCREASE OF \$492.00 FOR THE TOTAL AMOUNT OF \$22,571.00.
- C9.** APPROVE CONTRACT AWARD FOR THE PROVISION OF CAB AND CHASSIS WITH REFRIGERATED VAN BODY, IFB #B-980131-LD TO THE LOWEST BIDDER, HENDRIX GMC, AUSTIN, TX. IN THE AMOUNT OF \$44,970.00
- C10.** APPROVE CONTRACT AWARD FOR THE PROVISION OF RESIDENTIAL TREATMENT SERVICES TO JUVENILES UNDER SUPERVISION OF TRAVIS COUNTY JUVENILE COURT TO CHILD AND ADOLESCENT DEVELOPMENT, INC., FOR THE PERIOD APRIL 1, 1998 THROUGH SEPTEMBER 30, 1999.
- C11.** APPROVE CONTRACT MODIFICATION #3 TO CONTRACT NO. 95-T0222-RH, KWIK LAUNDRIES, INC., FOR LAUNDRY CONCESSIONS; CONTRACT APPROVED ON SEPTEMBER 26, 1995; MODIFICATION ALLOWS FOR A 12-MONTH EXTENSION OPTION.
- C12.** APPROVE PLAT FOR RECORDING IN PRECINCT THREE: LAKE POINTE SECTION 9 (LONGFORM – FISCAL POSTED WITH TRAVIS COUNTY – 60 LOTS – 39.0050 ACRES – RESACA BOULEVARD – WASTEWATER SERVICE TO BE PROVIDED BY WEST TRAVIS COUNTY MUD NO. 5).
- C13.** APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF A 10' PUBLIC UTILITY EASEMENT ON LOT 1, MOUNT LARSON SOUTH PHASE II-A, A SUBDIVISION IN PRECINCT THREE. (9:08 AM) (9:38 AM)

Clerk's Note: Consent Item C.13 is the Action Item for Item 2.

Item C.13 postponed until September 29, 1998.

CONSENT ITEMS CONTINUED

- C14.** APPROVE A TEMPORARY ROAD CLOSURE OF GRISHAM TRAIL AND PACE BEND ROAD FOR THE PURPOSE OF PROVIDING SAFETY FOR A TRIATHLON IN PACE BEND PARK IN PRECINCT THREE.

Clerk's Note: Consent Item C.14 is the Action Item for Item 3.

ADMINISTRATIVE ITEMS

- 6. **AMENDED WORDING:** DISCUSS AND/OR APPROVE REINSTATING PARKING FEE FOR SPACES IN THE COURTHOUSE COMPLEX.
(9:40 AM) (5:01 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Ira Caulkins, Director, Inter-Governmental Research Center; Mrs. Sary, Private Citizen; Leroy Nellis, Budget Manager, PBO; Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; and Christian Smith, Executive Manager, PBO.

A Friendly Amendment was made prior to the statement of the Motion by Commissioner Gómez that it be a temporary thing while we take all of the necessary steps to lessen the demand on traffic and parking downtown, and that “temporary” means an annual review of the fee.

Motion by Commissioner Sonleitner **and seconded by** Commissioner McKee that we approve reinstating a parking fee for spaces in the courthouse complex. This fee would not be reinstated until January 1, 1999. Between now and then a transition team would be put together to work out all administrative issues related to the reinstating of the parking fee effective January 1, 1999. Their tasks would include but would not be limited to: doing a complete audit of all parking spaces; coming up with suggestions and solutions related to parking sharing; assessing the number of slots that are there for County vehicles; and cleaning up and presenting the parking policy and procedures which exist. The Court must look to any legislative changes needed related to payroll deduction for leased spaces. It needs to be made clear that this is a dedicated fee that can be used only for parking purposes, and that the estimates be turned into the Auditor for potential certification related to the \$75,000.00 that the taxpayers now spend for leasing spaces in the downtown area. This committee would look at any extra ideas about decentralization and getting more vehicles out of the downtown area, and offer solutions and partnerships that can involve Capital Metro, related to van pooling and other kinds of ride solutions. This fee would not be automatically renewed year to year. The Commissioners’ Court will review the parking policy on an annual basis. This does include take home vehicles in terms of who would be charged. Elected and Appointed Officials would also be paying for their parking spaces.

Motion carried:

County Judge Bill Aleshire	-	no
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	no

7. CONSIDER ABOLITION OF NORTHEAST TRAVIS COUNTY ROAD DISTRICT NUMBER TWO. (9:08 AM) (9:38 AM)

Clerk's Note: Item 7 is the Action Item for Item 4.

Item 7 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

8. RECEIVE AND DISCUSS A REPORT FROM THE ADVISORY COMMITTEE AND STAFF RECOMMENDATIONS REGARDING THE PROPOSED TRAVIS COUNTY ON-SITE SEWAGE FACILITY RULES. (10:15 AM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department (HHSD) and Veterans' Services; Kate Kelley, Assistant County Attorney; Janet Dunkelberg, R.S., Consultant, Advisory Committee; Matt Phelps, Private Sewage Facilities Engineer, Austin-Travis County HHSD; Jim Fulton, Private Sewage Facilities Associate Engineer, Austin-Travis County HHSD; Ervin Coonrod, Supervisor, Austin-Travis County HHSD; Dan Miller, Attorney; Mary Etta Gerhardt, Assistant County Attorney; Wayne Dolezal, Distributor for Texas On-Site Wastewater Supply Company; Amelia Grivas, Property Owner, 23011 Big Sandy; George Widow, Sanitary System Installer; and Mark Flores, Mobile Home Dealer, Sanitary System Installer.

Discussion only.

9. DISCUSS THE TRANSITION PLAN OF THE ON-SITE SEWAGE FACILITIES PROGRAM TO TRANSPORTATION AND NATURAL RESOURCE AND TAKE APPROPRIATE ACTION. (1:51 PM) (5:15 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Alicia Perez, Executive Manager, Administrative Operations; Linda Moore Smith, Director, Human Resources Management Department (HRMD); Kathy Dupree, Director, Administrative Services, TNR; Alan Miller, Budget Analyst, Planning and Budget Office (PBO); and Christian Smith, Executive Manager, PBO.

Motion by Commissioner Moore **and seconded by** Commissioner Sonleitner to approve Staff recommendations for the Human Resource issues that have been presented to the Court with this one instruction: that if, after their discussions with these employees, a new issue surfaces, or there is additional information that is appropriate for the Court to hear about a particular situation, the Court be alerted to that. The Court is willing to reexamine these if it is felt necessary to treat these employees as fairly as possible.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Item 9 to be reposted on September 29, 1998.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to give direction to all departments involved that this transition from HHS to TNR related to the solid waste employees occur on January 1, 1999.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 10. DISCUSS STATUS OF EMS NEGOTIATIONS WITH THE CITY OF AUSTIN AND OTHER INCORPORATED CITIES AND TAKE APPROPRIATE ACTION. (12:06 PM) (2:20 PM)

Item 10 to be reposted on September 29, 1998.

- 11. DISCUSS, APPROVE AND/OR TAKE APPROPRIATE ACTION REGARDING RECOMMENDED CONVERSION STRATEGIES FOR THE INTEGRATED COMPUTER SYSTEM FOR CIVIL AND CRIMINAL JUSTICE (IJS) AND THE IMPACT TO THE IJS PROJECT BUDGET. (9:08 AM) (2:20 PM)

Item 11 pulled from the Agenda.

- 12. DISCUSS, AND/OR APPROVE THE LEASE AGREEMENT WITH TRAVIS COUNTY, TEXAS AND LEGAL AID OF CENTRAL TEXAS LEASE SPACE LOCATED AT 2201 POST ROAD. (9:08 AM) (2:22 PM) (4:54 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Barbara Wilson, Assistant County Attorney; and John Hille, Assistant County Attorney.

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 12.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

13. DISCUSS, AND APPROVE CONCEPT PLAN FOR NORTHEAST METROPOLITAN PARK IN PRECINCT TWO. (2:23 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Kevin Connor, Project Consultant, Carter & Burgess.

Motion by Commissioner Sonleitner **and seconded by** Commissioner McKee to approve the concept plan for Northeast Metropolitan Park in Precinct Two.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

14. A. DISCUSS, APPROVE AND/OR GIVE STAFF DIRECTION REGARDING THE 100% CONSTRUCTION DOCUMENTS SUBMITTAL FROM CROSLIN AND ASSOCIATES, INC., FOR CONSTRUCTION OF THE JUVENILE COURT EXPANSION AT GARDNER-BETTS. (2:35 PM)

B. DISCUSS, AND/OR APPROVE AND/OR GIVE STAFF DIRECTION REGARDING THE ADOPTION OF AN ACCELERATED CONSTRUCTION SCHEDULE FOR THE JUVENILE COURT EXPANSION AND RENOVATION AT GARDNER-BETTS.

Clerk’s Note: Items 14.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Kevin Bailey, Director, Facilities Management; and Chuck Croslin, Owner, Croslin and Associates.

Motion by Commissioner Sonleitner **and seconded by** Commissioner McKee to give direction of notice to proceed with the bid phase. For Item B, the Court recommends the adoption of an accelerated construction schedule, which would move up the completion date by 14 months and save money.

Motion carried:

County Judge Bill Aleshire	-	absent
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

15. CONSIDER BEST AND FINAL OFFERS FOR LONG DISTANCE AND PAY PHONE SERVICES RFP #98-0072-MG; DETERMINE WHICH PROPONENT TO NEGOTIATE WITH FOR CONTRACT AWARD; AND TAKE ANY OTHER APPROPRIATE ACTION RELATED TO PURCHASE OF THESE SERVICES. (2:39 PM) (4:55 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Brad Powell, Assistant Director, Information and Telecommunications Systems (ITS); Alicia Perez, Executive Manager, Administrative Operations, Leroy Nellis, Budget Manager, PBO; Barbara Wilson, Assistant County Attorney; Margo Frasier, Travis County Sheriff; Gordon Brown, Vice President, Sales, Southwestern Bell; Rebecca Thompson, Financial Reports Manager, Travis County Auditor’s Office; Sandy Vaello, Chief Operating Officer, Ameritel; and Christian Smith, Executive Manager, PBO.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Moore to authorize the County Attorney to proceed with negotiating a final contract award to Ameritel, and that it should be based on the annual payments, not the up-front offer of Ameritel.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

16. APPROVE STATE CATALOG PURCHASE OF AS/400 HARDWARE AND SOFTWARE FOR COUNTY AUDITOR’S OFFICE FROM QIV SYSTEMS, INC., IN THE TOTAL AMOUNT OF \$44,443.00. (9:38 AM)

Item 16 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court’s Motion and Vote.

17. APPROVE CONTRACT AWARD FOR THE PROVISION OF THE TNR UNDERGROUND STORAGE TANK REMOVAL AND REPLACEMENT PROJECT, IFB #B-9801160-JJ, TO THE SECOND LOW, RESPONSIVE BIDDER, NESCO, IN THE ESTIMATED AMOUNT OF \$235,295.00 (3:23 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Brent Pepper, General Manager, Aus-Tex Service Station Equipment; Dave Fowler, Environmental Project Manager, TNR; Gordon Bowman, Assistant County Attorney; and Joe Gieselman, Executive Manager, TNR

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to approve Item 17 based on the Staff recommendations.

A Friendly Amendment was made by Judge Aleshire that the Motion be approved but, that the Judge not be authorized to sign the contract until the Purchasing Agent confirms that they have a common understanding of the bid specifications.

Acceptance of the Friendly Amendment was made by Commissioner Gómez **and seconded by** Commissioner Moore.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 18. APPROVE ROADWAY DEVELOPMENT AGREEMENT WITH SUN COMMUNITIES, INC., FOR IMPROVEMENTS TO KILLINGSWORTH LANE LOW WATER CROSSING IN PRECINCT TWO. (9:08 AM)
(4:57 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Gordon Bowman, Assistant County Attorney.

Motion by Commissioner Sonleitner **and seconded by** Commissioner McKee to approve the roadway development agreement with Sun Communities with the authorization that Judge Aleshire would sign the contract when it is signed by Sun Communities. And that this information be passed on to the Auditor for certification so that the Court can get the \$90,000.00 certified, and it won't be an "in-and-out" in terms of the Budget.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 19. APPROVE RESUMPTION OF COUNTY MAINTENANCE OF PORTIONS OF BOCK ROAD, AVIS ROAD, AND CALDVIS ROAD, IN PRECINCT FOUR. (3:49 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; and Gordon Bowman, Assistant County Attorney, Transactions Division.

Item 19 to be reposted on September 29, 1998.

20. **A.** APPROVE PRELIMINARY PLAN IN PRECINCT TWO: SETTLER'S MEADOW – (FISCAL POSTED WITH CITY OF AUSTIN – 303 LOTS – 62.2 ACRES – OLYMPIC DRIVE – WASTEWATER SERVICE TO BE PROVIDED FOR BY THE NORTHTOWN MUD). (9:08 AM) (3:54 PM) (5:35 PM)
- B.** APPROVE ALTERNATE FISCAL FOR SETTLER'S MEADOW SECTION ONE, A SUBDIVISION IN PRECINCT TWO.

Clerk's Note: Items 20.A and B and 21 are associated with one another and were called for concurrent discussion

Members of the Court heard from: Steve Manilla, Director of Engineering and Planning, TNR; Joe DaQuinzio, representing Pulte Homes of Texas; and Joe Gieselman, Executive Manager, TNR

Judge Aleshire announced that Items 20.A and B would be considered in Executive Session.

Judge Aleshire subsequently announced that Items 20.A and B would not be considered in Executive Session.

Items 20.A and B to be reposted on September 29, 1998.

- 21. APPROVE ALTERNATE FISCAL FOR THE RANCH AT CYPRESS CREEK SECTION 9, A SUBDIVISION IN PRECINCT TWO. (9:08 AM) (4:03 PM) (5:35 PM)

Clerk’s Note: Items 20.A and B and 21 are associated with one another and were called for concurrent discussion

Members of the Court heard from: Steve Manilla, Director of Engineering and Planning, TNR; Joe DaQuinzio, representing Pulte Homes of Texas; and Joe Gieselman, Executive Manager, TNR

Judge Aleshire announced that Items 20.A and B and 21 would be considered in Executive Session.

Judge Aleshire subsequently announced that Item 21 would not be considered in Executive Session.

Item 21 to be reposted on September 29, 1998.

- 22. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (4:17 PM)

Members of the Court heard from: Leroy Nellis, Budget Manager, PBO; Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; Alan Miller, Budget Analyst, PBO; and Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Moore **and seconded by** Commissioner Gómez to approve Item 22.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

23. CONSIDER AMENDMENTS TO FY 1999 DRAFT TRAVIS COUNTY BUDGET. (4:26 PM) (5:05 PM)

Clerk’s Note: Items 23 and A.2.A and B are associated with one another and were called for concurrent discussion

Members of the Court heard from: Leroy Nellis, Budget Manager, PBO; Karen Shafer Castro, Senior Planning and Budget Analyst, PBO; Alan Miller, Budget Analyst, PBO; Christian Smith, Executive Manager, PBO; Joe Gieselman, Executive Manager, TNR; and Belinda Poppa, Project Manager, Facilities Planning in Facilities Management.

Motion by Commissioner Sonleitner **and seconded by** Commissioner Gómez to approve Item 23 with the corrections of eliminating the extra \$19,249.00 for the law library, and adding the IV D Masters with a start date of November 1, 1998 for the 2 officers and a CRO; to include the capital for the transfer of the solid waste permitting program with a net effect in increasing CO’s. The space would be Earmarked on Allocated Reserve. The Legal Aid would be in at \$60, 097.00, the telephone contract at about \$585,000.00, the parking with a net would be added at whatever the revenue estimate is (It is more than \$75,000.00. There will be a \$75,000.00 positive impact because it is not going to be added as expenditure. Whatever is above \$75,000.00 in revenue would be added as expenditure). Ag-Extension goes into CAR for \$26,020.00 for Ag-Extension furniture, and Fund 416 would be liquidated and transferred to the corresponding INS account.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to authorize PBO to release items that have been entered, or, in the case of Judge Meeker, only to review those and see if they should be allowed to be entered, and report the results to the Commissioners’ Court by Tuesday, September 29, 1998.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

24. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:38 AM)

Item 24.A-G added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

- A. APPROVE GRANT APPLICATION FOR ROPES FAMILY INITIATIVES FOR TRAVIS COUNTY JUVENILE COURT JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM (JJAEP).**
- B. APPROVE GRANT CONTRACT FOR NEIGHBORHOOD CONFERENCE COMMITTEE FOR HEALTH AND HUMAN SERVICES DEPT.**
- C. APPROVE GRANT CONTRACT FOR DEL VALLE SAFE SCHOOLS FOR HEALTH AND HUMAN SERVICES DEPT.**
- D. APPROVE GRANT CONTRACT FOR GANG INTERVENTION YOUTH CORPS FOR HEALTH AND HUMAN SERVICES DEPT**
- E. APPROVE GRANT CONTRACT FOR ST. JOHNS SAFE SCHOOLS FOR HEALTH AND HUMAN SERVICES DEPT.**
- F. APPROVE GRANT CONTRACT FOR COMPREHENSIVE ENERGY ASSISTANCE PROGRAM (CEAP) FOR HEALTH AND HUMAN SERVICES DEPT.**
- G. APPROVE GRANT CONTRACT AMENDMENT FOR COMMUNITY SERVICES BLOCK GRANT (CSBG) FOR HEALTH AND HUMAN SERVICES DEPT.**

25. APPROVE ONE-TIME PURCHASES/FUNDING IN THE FY 1999 BUDGET OF 91) \$445.00 FOR THE PURCHASE OF ONE THOUSAND CIVIL FILING FOLDERS FOR CIVIL DIVISION; (2) \$190.00 FOR 500 SHEETS OF BIRTH AND 500 SHEETS OF DEATH CERTIFICATE SECURITY PAPER. (9:38 AM)

Item 25 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

26. A. DISCUSS, APPROVE, AND/OR PROVIDE DIRECTION ON MARKET SALARY SURVEY '99 PAY GRADE CHANGES (CATEGORY 1).
(5:36 PM)

B. DISCUSS, APPROVE, AND/OR PROVIDE DIRECTION ON FISCAL YEAR 1999 RECLASSIFICATIONS.

Clerk's Note: Items 26.A and B are associated with one another and were called for concurrent discussion.

Members of the Court heard from: Norman McRee, Lead Personnel Analyst, Human Resources Management Division (HRMD); Alicia Perez, Executive Manager, Administrative Operations; Carlotta Valdez, Compensation Manager, HRMD; Linda Moore Smith, Director, HRMD; and Norman McRee, Lead Personnel Analyst, HRMD.

Motion by Commissioner Sonleitner **and seconded by** Commissioner McKee to approve the reclassification requests in Item B, and move on all of them, with the exception of the last three on the first page (HHS slot 31, HHS slot 47, and HHS slot 184), effective October 1, 1998.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Motion by Commissioner Sonleitner **and seconded by** Commissioner McKee to approve Item 26.A effective October 1, 1998.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

27. APPROVE PERSONNEL AMENDMENTS. (5:47 PM)

Members of the Court heard from: Carlotta Valdez, Compensation Manager, HRMD; Eric Shepperd, Assistant County Attorney; and Linda Moore Smith, Director, HRMD.

Motion by Commissioner Gómez **and seconded by** Commissioner Moore to approve Item 27.

Motion carried:	County Judge Bill Aleshire	-	yes
	Precinct 1, Commissioner Darwin McKee	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	yes
	Precinct 3, Commissioner Margaret Moore	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 28.** APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:38 AM)

Item 28 added to Consent Items. Please refer to Agenda Item 5 (CONSENT ITEMS) for the Court's Motion and Vote.

EXECUTIVE SESSION ITEMS

Note 1 - Gov't Code Ann 551.071, Consultation with Attorney

Note 2 - Gov't Code Ann 551.072, Real Property

Note 3 - Gov't Code Ann 551.074, Personnel Matters

- 29.** CONSIDER PROPOSAL FROM DELL COMPUTERS FOR CONVEYANCE OF RIGHT-OF-WAY FOR HOWARD LANE SECTION II 1997 CIP PROJECT.
¹ & ² (5:50 PM) (6:34 PM)

Judge Aleshire announced that Item 29 would be considered in Executive Session.

Item 29 to be reposted on September 29, 1998.

- 30.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND/OR TAKE APPROPRIATE ACTION IN JUDY FRANCIS PAINTER V. ESCO ELEVATORS CORPORATION, MONTGOMERY KONE, INC., F/K/A MONTGOMERY ELEVATOR COMPANY AND TRAVIS COUNTY, (PAINTER; PEREZ; TEXAS TORT CLAIMS ACT, PREMISES AND PERSONAL INJURY. ¹ (3:22 PM)

Item 30 postponed until September 29, 1998.

31. APPROVE ALLOCATION OF THE TAX INCREMENT FINANCING (TIF) MONEY INTO THE FY '99 BUDGET UNDER THE INTERLOCAL COOPERATION AGREEMENT BETWEEN TRAVIS COUNTY AND THE CITY OF AUSTIN IMPLEMENTING THE BALCONES CANYONLANDS CONSERVATION PLAN-SHARED VISION. ¹ (5:34 PM)

Members of the Court heard from: David Escamilla, First Assistant County Attorney.

Motion by Commissioner Moore **and seconded by** Commissioner Sonleitner to approve Item 31.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

32. DISCUSS AND CONSIDER LEGAL ISSUES ASSOCIATED WITH COUNTER-OFFER FROM TRAVIS COUNTY TO TEXAS AGRICULTURAL EXTENSION SERVICE FOR AGREEMENT RELATED TO EXTENSION SERVICES AND PROVIDE DIRECTION IN NEGOTIATION OF AGREEMENT. ¹ (5:50 PM) (6:34 PM)

Judge Aleshire announced that Item 32 would be considered in Executive Session.

Motion by Judge Aleshire **and seconded by** Commissioner Gómez to approve the following Items as summarized below:

- 32. The Commissioners' Court requests that Commissioner McKee represent the Court before the Texas Agricultural Extension Service to try to reach an agreement with them.
- 36. Extend the administrative leave for one week for the employee in the County Attorney's Office with the request that they attempt to make an interim re-assignment for the employee in question somewhere in the County if possible, but that if it is not, then the administrative leave is approved until next Tuesday.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

33. APPROVE TRAVIS COUNTY PURCHASE AGREEMENT WITH TINA TROCHTA-LANCASTER FOR THE FUTURE EXTENSION OF FRATE BARKER ROAD IN PRECINCT THREE. ¹ (9:08 AM) (5:50 PM)

Item 33 pulled from the Agenda.

34. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT OR COUNTER OFFER OR AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING CIP PROJECT NO. 97-21, PARCEL #16; HOWARD LANE; (WTL, INC., A TEXAS CORPORATION; GIESELMAN; CONDEMNATION). ¹ & ² (3:22 PM)

Item 34 postponed until September 29, 1998.

35. DISCUSS RESULTS OF MEDIATION HELD ON SEPTEMBER 14, 1998, WORKERS COMPENSATION CLAIM REGARDING EMPLOYEE CLAUDE RICKS AND THIRD PARTY SAWYER VENDING MACHINE; INSTRUCT COUNTY ATTORNEY REGARDING MEDIATION RESULTS AND SETTLEMENT OFFERS. ¹ (3:22 PM)

Item 35 postponed until September 29, 1998.

36. RECEIVE BRIEFING FROM COUNTY ATTORNEY REGARDING EXTENSION OF FIVE (5) DAY ADMINISTRATIVE LEAVE POLICY FOR EMPLOYEE IN COUNTY ATTORNEY'S OFFICE AND TAKE APPROPRIATE ACTION. ¹ (5:50 PM) (6:34 PM)

Judge Aleshire announced that Item 36 would be considered in Executive Session.

Members of the Court agreed to consider one Motion for Items 32 and 36. Please refer to Item 32 for a summary of the Court's action on this Motion.

THE FOLLOWING ITEMS ARE ADDENDA:

- A.1** RECEIVE BRIEFING, DISCUSS AND/OR TAKE ANY APPROPRIATE ACTIONS REGARDING THE CONTINUING INVESTIGATION FOR THE POTENTIAL PURCHASE OF PROPERTIES 980705 AND 980706. (REQUEST BY PEREZ) EXECUTIVE SESSION ALSO, PURSUANT TO TEX. GOV'T CODE ANN. SECTION 551.072. (5:50 PM) (6:36 PM)

Judge Aleshire announced that Item A.1 would be considered in Executive Session.

Item A.1 to be reposted on September 29, 1998, with any budget issues concerning this Item to be brought up at the Thursday, September 24, 1998 Budget and Planning Voting Session.

- A.2** **A.** DISCUSS, APPROVE AND/OR GIVE STAFF DIRECTION REGARDING THE RELEASE 2 BID PACKAGES FOR THE PHASE 1 PROJECT AT THE TRAVIS COUNTY CORRECTIONAL COMPLEX. (4:26 PM) (5:17 PM)

- B.** DISCUSS, APPROVE AND/OR GIVE STAFF DIRECTION REGARDING BUDGET, FUNDING, AND DESIGN ISSUES FOR THE PHASE 1 AND THE PHASE 2 PROJECTS AT THE TCCC.

Clerk's Note: Items 23 and A.2.A and B are associated with one another and were called for concurrent discussion

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Margo Frazier, Travis County Sheriff; Mike Barrow, Construction Project Manager, Fluor Daniel; Walter Curry, Pfluger, Wiginton, Hooker/NBBJ; Ken Gaede, Project Manager, Facilities Management; and Kevin Bailey, Director, Facilities Management.

Discussion Only.

ADJOURNMENT

Motion by Commissioner Sonleitner **and seconded by** Commissioner McKee to adjourn the Voting Session. (6:36 PM)

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	absent
Precinct 4, Commissioner Margaret J. Gómez	-	yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Bill Aleshire, Travis County Judge